

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In The Matter of Application Serial No. 76/295,724
Filed: August 6, 2001
For the Mark **BLUEMAN**
Published in the Official Gazette of August 20, 2002



01-21-2004

U.S. Patent & TMO/TM Mail Rpt Dt. #22

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BLUE MAN PRODUCTIONS, INC.,	:	
	:	
Opposer,	:	
	:	Opposition No. 154,055
v.	:	
ERICH TARMANN,	:	
	:	
Applicant.	:	

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Box TTAB - NO FEE
Commissioner of Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514

OPPOSER'S NOTICE OF RELIANCE ON OPPOSER'S REGISTRATIONS
PURSUANT TO TRADEMARK RULE 2.122(d)(2)

Pursuant to Trademark Rule 2.122(d)(2), Opposer hereby gives notice of its reliance
upon the following registrations owned by Opposer:

Mark	Reg. No.	Reg. Date
BLUE MAN GROUP	2,438,222	3/27/01

"Express Mail" Mailing Label Number **EV3244804.75 US**

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3514 on.

Jan. 21, 2004 **Carolyn Kalms**
(Date of Deposit) (Print name)

Carolyn Kalms
(Signature)

Mark	Reg. No.	Reg. Date
BLUE MAN GROUP	2,450,660	5/15/01
BLUE MAN GROUP	2,617,550	9/10/02

A certified copy of each of the above-referenced registrations, which have been prepared and issued by the U.S. Patent and Trademark Office, showing both the current status of and current title of each registration is attached as Exhibit A.

Dated: New York, New York
January 21, 2004

COWAN, LIEBOWITZ & LATMAN, P.C.

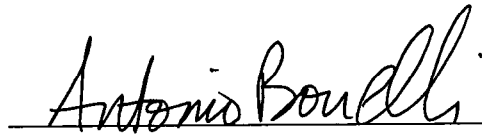
By Antonio Borrelli
Robert W. Clarida
Antonio Borrelli
1133 Avenue of the Americas
New York, New York 10036-6799
(212) 790-9200

Attorneys for Opposer

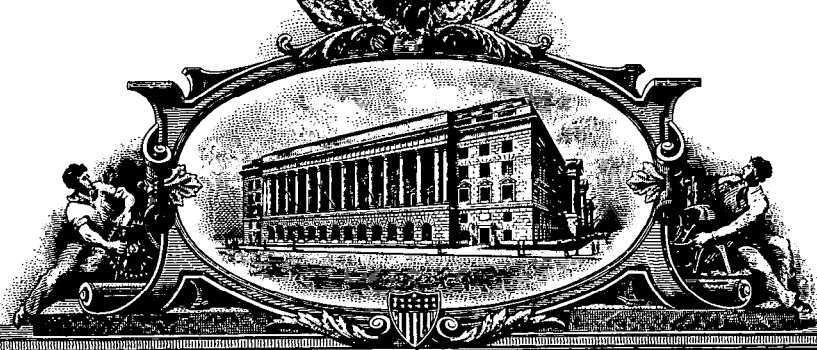
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing OPPOSER'S NOTICE OF RELIANCE ON OPPOSER'S REGISTRATIONS PURSUANT TO TRADEMARK RULE 2.122(d)(2) was served on Applicant on January 21, 2004 by mailing a copy thereof via first-class mail, postage prepaid, addressed as follows:

Lawrence Harbin, Esq.
McIntyre, Harbin & King LLP
500 Ninth Street SE
Washington, DC 20003


Antonio Borrelli

1113528



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

January 12, 2004

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,438,222 IS
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES
PATENT AND TRADEMARK OFFICE.**

REGISTERED FOR A TERM OF 10 YEARS FROM *March 27, 2001*

SAID RECORDS SHOW TITLE TO BE IN:

BLUE MAN PRODUCTIONS, INC.

A NY CORP



**By Authority of the
COMMISSIONER OF PATENTS AND TRADEMARKS**

P. R. Grant

**P. R. GRANT
Certifying Officer**

Int. Cls.: 9, 16 and 25

**Prior U.S. Cls.: 2, 5, 21, 22, 23, 26, 29, 36, 37, 38, 39
and 50**

United States Patent and Trademark Office

Reg. No. 2,438,222

Registered Mar. 27, 2001

**TRADEMARK
PRINCIPAL REGISTER**

BLUE MAN GROUP

BLUE MAN PRODUCTIONS, INC. (NEW YORK
CORPORATION)
434 LAFAYETTE STREET
NEW YORK, NY 10003

FOR: GIFT ITEMS, NAMELY, DECORATIVE
MAGNETS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36
AND 38).

FIRST USE 0-0-1991; IN COMMERCE 0-0-1991.

FOR: PAPER GOODS, NAMELY, POSTCARDS
AND POSTERS, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23,
29, 37, 38 AND 50).

FIRST USE 0-0-1991; IN COMMERCE 0-0-1991.

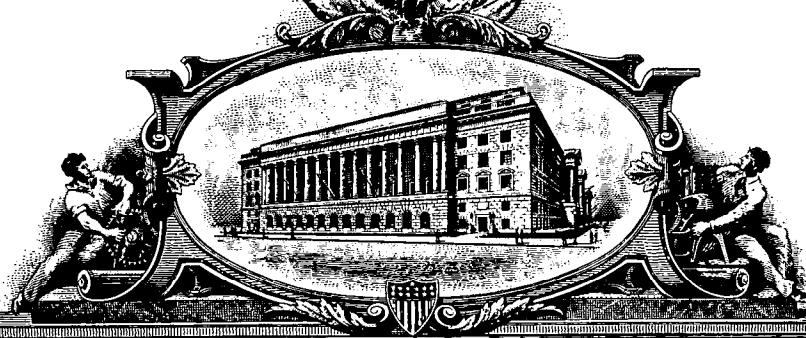
FOR: APPAREL, NAMELY HATS, T-SHIRTS,
SWEATSHIRTS, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 0-0-1991; IN COMMERCE 0-0-1991.

SER. NO. 75-821,074, FILED 10-12-1999.

MONIQUE MILLER, EXAMINING ATTORNEY

1113528



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

January 12, 2004

THE ATTACHED U.S. TRADEMARK REGISTRATION 2,450,660 IS
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH
REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF 10 YEARS FROM *May 15, 2001*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*



By Authority of the
COMMISSIONER OF PATENTS AND TRADEMARKS

T. Wallace
T. WALLACE
Certifying Officer

Int. Cl.: 41

Prior U.S. Cls.: 100, 101 and 107

United States Patent and Trademark Office

Reg. No. 2,450,660

Registered May 15, 2001

**SERVICE MARK
PRINCIPAL REGISTER**

BLUE MAN GROUP

**BLUE MAN PRODUCTIONS, INC. (NEW YORK
CORPORATION)
434 LAFAYETTE STREET
NEW YORK, NY 10003**

**NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "GROUP", APART FROM THE
MARK AS SHOWN.**

**FOR: ENTERTAINMENT SERVICES IN THE
NATURE OF LIVE MUSICAL AND THEATRICAL
PERFORMANCES, IN CLASS 41 (U.S. CLS. 100, 101
AND 107).**

SER. NO. 75-821,055, FILED 10-12-1999.

FIRST USE 0-0-1988; IN COMMERCE 0-0-1988.

MONIQUE MILLER, EXAMINING ATTORNEY

1113528



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

January 12, 2004

THE ATTACHED U.S. TRADEMARK REGISTRATION 2,617,550 IS
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH
REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF 10 YEARS FROM *September 10, 2002*
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*



By Authority of the
COMMISSIONER OF PATENTS AND TRADEMARKS

T. Wallace
T. WALLACE
Certifying Officer

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36 and 38

United States Patent and Trademark Office

Reg. No. 2,617,550

Registered Sep. 10, 2002

**TRADEMARK
PRINCIPAL REGISTER**

BLUE MAN GROUP

**BLUE MAN PRODUCTIONS, INC. (NEW YORK
CORPORATION)
434 LAFAYETTE STREET
NEW YORK, NY 10003**

**FOR: MUSICAL SOUND RECORDINGS, IN
CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).**

FIRST USE 12-0-1999; IN COMMERCE 12-0-1999.

**OWNER OF U.S. REG. NOS. 2,438,222 AND
2,450,660.**

**NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "GROUP", APART FROM THE
MARK AS SHOWN.**

SER. NO. 76-257,345, FILED 5-15-2001.

BILL DAWE, EXAMINING ATTORNEY